



PATENT Attorney Docket 053529-5005

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re A	Application: Karl Nocka et al.	)	•
Application No. 10/005,907			Group Art Unit: 1645
Filed: December 7, 2001		)	Examiner: Not Assigned
For:	NOVEL GENES ASSOCIATED WITH ALLERGIC HYPERSENSITIVITY AND MAST CELL ACTIVATION	) ) )	RECEIVED APR 1 1 2003
Commissioner for Patents Washington, D.C. 20231			TECH CENTER 1600/2900

## INFORMATION DISCLOSURE STATEMENT

## **UNDER 37 C.F.R. §1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached PTO-1449. This Information Disclosure Statement is being filed, to the best of the undersigned's knowledge, before the mailing date of a first Office Action on the merits for the above-referenced application. Accordingly, Applicants do not believe that a fee is due with the filing of this paper.

Copies of the listed documents are attached. Applicants respectfully request that the Examiner consider the listed documents and evidence that consideration by making the appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art". If the Examiner applies any one of the documents as "prior art" against any claim in the application, and Applicants determine that the cited document does not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such document.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.



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Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0310. This paragraph is intended to be a constructive petition for extension of time in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,
Morgan, Lewis & Bockius LLP

Dated: April 10, 2003

Customer No. **09629 Morgan, Lewis & Bockius** LLP
1111 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
202.739.3000
202.739.3001

Michael S. Tuscan Registration No. 43,210

INFORMATION DISCLOSURE CITATION				Attorney Docket <b>053529-5005</b>		Application No. 10/005,907				
(Nse several sheets if necessary)			Applicant: Karl Nocka et al.							
APR 1 0 2003	ÿ	PTO Form 1449		Filing Date: Decem	ber 1, 2001	Group Art Unit: 1645				
TRADEMARK	U.S. PATENT DOCUMENTS									
Magental		Patent No.	Issue Date	Name	Class	Sub- class	Filing Date			
						RECE	IVED			
						APR 1				
						TECH CENTE	R 1600/2900			
			ОТН	ER DOCUMENTS		<u> </u>				
	1. Birren et al., NCBI Accession No. AC024008, submitted February 20, 2000									
<ul> <li>2. Cho et al. (1998), Biochem Biophys Res Commun 241: 226-230</li> <li>3. DOE Joint Genome Institute, NCBI Accession No. AC025179, submitted March 7, 2000</li> </ul>										
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	4.	Hashimoto et al. accession numbe	A clone: QtrA-14007, full insert sequence," Database							
7	5.	Isogai et al., NCBI Accession No. AK021475, submitted August 23, 2000								
	6.	Plumb, NCBI Ac	ccession No. AL365261, submitted January 20, 2001							
	' Database acc	ession number								
	8. Walker, NCBI Accession No. AF109303, submitted January 28, 2000									
Examiner				Date Consid	ered					
Examiner:	thr		ot in conforman	her or not citation is ce and not considere						